

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

TOWN NORTH BANK, N.A.,	§	
	§	
Plaintiff,	§	
	§	
v.	§	
	§	
SHAY FINANCIAL SERVICES, INC.,	§	
UBS FINANCIAL SERVICES INC.,	§	
MORGAN STANLEY & CO. LLC,	§	CIVIL ACTION NO. 3:11-cv-03125-L
MERRILL LYNCH & CO., INC.,	§	
MERRILL LYNCH, PIERCE, FENNER &	§	
SMITH INCORPORATED,	§	
J.P. MORGAN SECURITIES LLC,	§	
successor in interest to	§	
BEAR STEARNS & CO., INC.,	§	
	§	
Defendants.	§	

**ORDER**

Before the Court is the parties' Agreed Motion for a Briefing Schedule on Motions to Dismiss the Newly Filed Amended Complaint and to Declare as Moot Motions to Dismiss the Original Complaint, filed April 24, 2012. The Agreed Motion for a Briefing Schedule on Motions to Dismiss the Newly Filed Amended Complaint and to Declare as Moot Motions to Dismiss the Original Complaint is **granted** as follows: Defendants' February 10, 2012 Motion to Dismiss Plaintiff's Complaint Against Defendants UBS Financial Services Inc., Morgan Stanley & Co. LLC, Merrill Lynch & Co., Inc. and J.P. Morgan Securities LLC [Dkt. No. 35] and Shay Financial Services, Inc.'s Separate Motion to Dismiss and Joinder in Co-Defendants' Motion to Dismiss, Memorandum of Law in Support Thereof [Dkt. No. 38] are **denied as moot**. The motion to dismiss deadline is reset to **May 18, 2012**. Any responses or replies to motions to

dismiss shall be filed in accordance with Local Rule 7.1 and the Federal Rules of Civil Procedure.

**It is so ordered** this 27th day of April, 2012.

A handwritten signature in black ink, reading "Sam A. Lindsay". The signature is written in a cursive style with a large, sweeping loop at the end of the last name.

Sam A. Lindsay  
United States District Judge